

AMENDED IN ASSEMBLY JUNE 2, 2015

AMENDED IN ASSEMBLY MAY 6, 2015

AMENDED IN ASSEMBLY APRIL 14, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 710

Introduced by Assembly Member Brown

February 25, 2015

An act to amend Sections ~~2574, 42238.01, 42238.02, 52060, 52060~~ and 52066 of the Education Code, relating to ~~homeless youth on probation~~; *local control and accountability plans*.

LEGISLATIVE COUNSEL'S DIGEST

AB 710, as amended, Brown. ~~Youth on probation: local control funding formula: local~~ *Local control and accountability plans: plans: youth on probation.*

(1) ~~Existing law establishes a public school financing system that requires state funding for county superintendents of schools, school districts, and charter schools to be calculated pursuant to a local control funding formula, as specified. Existing law requires funding pursuant to the local control funding formula to include, in addition to a base grant, supplemental and concentration grant add-ons that are based on the percentage of certain categories of pupils, known as unduplicated pupils, served by the county superintendent of schools, school district, or charter school. Existing law includes among unduplicated pupils, a pupil who is classified as an English learner, eligible for a free or reduced-price meal, or a foster youth, as defined, and requires county superintendents of schools, school districts, and charter schools to submit and report data relating to these pupils.~~

~~This bill would, commencing with the 2016–17 fiscal year, include a youth who is on probation, as defined, as an unduplicated pupil.~~

~~(2) Existing law, on or before July 1, 2014, requires~~

~~Existing law requires the governing board of each school district and each county board of education to adopt a local control and accountability plan. Existing law requires the governing board of each school district and each county board of education plan, and to update its local control and accountability plan before July 1 of each year. Existing law requires a local control and accountability plan to include, among other things, a description of the annual goals to be achieved for each state priority, as specified, for all pupils and certain subgroups of pupils, including, among others, pupils who are English learners or foster youth.~~

This bill would require, on or before July 1, 2017, a local control and accountability plan to also include a description of the annual goals to be achieved for youth on probation for each state priority. By requiring the governing board of each school district and each county board of education to include additional information in the local control and accountability plan, the bill would impose a state-mandated local program.

~~(3) This bill also would require the State Department of Education to modify the California Longitudinal Pupil Achievement Data System, as appropriate, to collect pupil probation data, including probationary status and the beginning and end date of the probation, beginning no later than September 1, 2016, and would require local educational agencies, including charter schools, to provide the appropriate data using information provided by the juvenile courts, as specified. By requiring local educational agencies to submit additional data, the bill would impose a state-mandated local program.~~

~~(4) This bill also would update references and make other nonsubstantive changes.~~

~~(5) The~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 2574 of the Education Code is amended~~
2 ~~to read:~~
3 ~~2574. For the 2013-14 fiscal year and for each fiscal year~~
4 ~~thereafter, the Superintendent annually shall calculate a county~~
5 ~~local control funding formula for each county superintendent of~~
6 ~~schools as follows:~~
7 ~~(a) Compute a county office of education operations grant equal~~
8 ~~to the sum of each of the following amounts:~~
9 ~~(1) Six hundred fifty-five thousand nine hundred twenty dollars~~
10 ~~(\$655,920).~~
11 ~~(2) One hundred nine thousand three hundred twenty dollars~~
12 ~~(\$109,320) multiplied by the number of school districts for which~~
13 ~~the county superintendent of schools has jurisdiction pursuant to~~
14 ~~Section 1253.~~
15 ~~(3) (A) Seventy dollars (\$70) multiplied by the number of units~~
16 ~~of countywide average daily attendance, up to a maximum of~~
17 ~~30,000 units.~~
18 ~~(B) Sixty dollars (\$60) multiplied by the number of units of~~
19 ~~countywide average daily attendance for the portion of countywide~~
20 ~~average daily attendance, if any, above 30,000 units, up to a~~
21 ~~maximum of 60,000 units.~~
22 ~~(C) Fifty dollars (\$50) multiplied by the number of units of~~
23 ~~countywide average daily attendance for the portion of countywide~~
24 ~~average daily attendance, if any, above 60,000, up to a maximum~~
25 ~~of 140,000 units.~~
26 ~~(D) Forty dollars (\$40) multiplied by the number of units of~~
27 ~~countywide average daily attendance for the portion of countywide~~
28 ~~average daily attendance, if any, above 140,000 units.~~
29 ~~(E) For purposes of this section, countywide average daily~~
30 ~~attendance means the aggregate number of annual units of average~~
31 ~~daily attendance within the county attributable to all school districts~~
32 ~~for which the county superintendent of schools has jurisdiction~~
33 ~~pursuant to Section 1253, charter schools authorized by school~~
34 ~~districts for which the county superintendent of schools has~~

jurisdiction, and charter schools authorized by the county superintendent of schools.

(4) For the 2014–15 fiscal year and each fiscal year thereafter, adjust each of the rates provided in the prior year pursuant to paragraphs (1), (2), and (3) by the percentage change in the annual average value of the Implicit Price Deflator for State and Local Government Purchases of Goods and Services for the United States, as published by the United States Department of Commerce for the 12-month period ending in the third quarter of the prior fiscal year. This percentage change shall be determined using the latest data available as of May 10 of the preceding fiscal year compared with the annual average value of the same deflator for the 12-month period ending in the third quarter of the second preceding fiscal year, using the latest data available as of May 10 of the preceding fiscal year, as reported by the Department of Finance.

(b) Determine the enrollment percentage of unduplicated pupils pursuant to the following:

(1) (A) For the 2013–14 fiscal year, divide the enrollment of unduplicated pupils in all schools operated by a county superintendent of schools in the 2013–14 fiscal year by the total enrollment in those schools in the 2013–14 fiscal year.

(B) For the 2014–15 fiscal year, divide the sum of the enrollment of unduplicated pupils in all schools operated by a county superintendent of schools in the 2013–14 and 2014–15 fiscal years by the sum of the total enrollment in those schools in the 2013–14 and 2014–15 fiscal years.

(C) For the 2015–16 fiscal year and each fiscal year thereafter, divide the sum of the enrollment of unduplicated pupils in all schools operated by a county superintendent of schools in the current fiscal year and the two prior fiscal years by the sum of the total enrollment in those schools in the current fiscal year and the two prior fiscal years.

(D) (i) For purposes of the quotients determined pursuant to subparagraphs (B) and (C), the Superintendent shall use a county superintendent of schools' enrollment of unduplicated pupils and total pupil enrollment in the 2014–15 fiscal year instead of the enrollment of unduplicated pupils and total pupil enrollment in the 2013–14 fiscal year if doing so would yield an overall greater percentage of unduplicated pupils.

1 (ii) ~~It is the intent of the Legislature to review each county office~~
2 ~~of education's enrollment of unduplicated pupils for the 2013-14~~
3 ~~and 2014-15 fiscal years and provide one-time funding, if~~
4 ~~necessary, for a county office of education with higher enrollment~~
5 ~~of unduplicated pupils in the 2014-15 fiscal year as compared to~~
6 ~~the 2013-14 fiscal year.~~

7 (E) ~~For purposes of determining the enrollment percentage of~~
8 ~~unduplicated pupils pursuant to this subdivision, enrollment in~~
9 ~~schools or classes established pursuant to Article 2.5 (commencing~~
10 ~~with Section 48645) of Chapter 4 of Part 27 of Division 4 of Title~~
11 ~~2 and the enrollment of pupils other than the pupils identified in~~
12 ~~clauses (i) to (iii), inclusive, of subparagraph (A) of paragraph (4)~~
13 ~~of subdivision (c), shall be excluded from the calculation of the~~
14 ~~enrollment percentage of unduplicated pupils.~~

15 (F) ~~The data used to determine the percentage of unduplicated~~
16 ~~pupils shall be final once that data is no longer used in the current~~
17 ~~fiscal year calculation of the percentage of unduplicated pupils.~~
18 ~~This subparagraph does not apply to a change that is the result of~~
19 ~~an audit that has been appealed pursuant to Section 41344.~~

20 (2) ~~For purposes of this section, an "unduplicated pupil" is a~~
21 ~~pupil who is classified as an English learner, eligible for a free or~~
22 ~~reduced-price meal, a youth on probation, or a foster youth. For~~
23 ~~purposes of this section, the definitions in Section 42238.01 of an~~
24 ~~English learner, a pupil eligible for a free or reduced-price meal,~~
25 ~~a youth on probation, and foster youth shall apply. A pupil shall~~
26 ~~be counted only once for purposes of this section if any of the~~
27 ~~following apply:~~

28 (A) ~~The pupil is classified as an English learner and is eligible~~
29 ~~for a free or reduced-price meal.~~

30 (B) ~~The pupil is classified as an English learner and is a foster~~
31 ~~youth.~~

32 (C) ~~The pupil is eligible for a free or reduced-price meal and is~~
33 ~~classified as a foster youth.~~

34 (D) ~~The pupil is classified as an English learner, is eligible for~~
35 ~~a free or reduced-price meal, and is a foster youth.~~

36 (E) ~~The pupil is classified as an English learner, is eligible for~~
37 ~~a free or reduced-price meal, is a foster youth, and is a youth on~~
38 ~~probation.~~

39 (F) ~~The pupil is classified as an English learner, is eligible for~~
40 ~~a free or reduced-price meal, and is a youth on probation.~~

1 ~~(G) The pupil is classified as an English learner, is a foster~~
2 ~~youth, and is a youth on probation.~~

3 ~~(H) The pupil is classified as an English learner and is a youth~~
4 ~~on probation.~~

5 ~~(I) The pupil is eligible for a free or reduced-price meal, is a~~
6 ~~foster youth, and is a youth on probation.~~

7 ~~(J) The pupil is eligible for a free or reduced-price meal and is~~
8 ~~a youth on probation.~~

9 ~~(K) The pupil is a foster youth and is a youth on probation.~~

10 ~~(3) (A) Under procedures and timeframes established by the~~
11 ~~Superintendent, commencing with the 2013–14 fiscal year, a county~~
12 ~~superintendent of schools annually shall report the enrollment of~~
13 ~~unduplicated pupils, pupils classified as English learners, pupils~~
14 ~~eligible for free and reduced-price meals, youth on probation, and~~
15 ~~foster youth in schools operated by the county superintendent of~~
16 ~~schools to the Superintendent using the California Longitudinal~~
17 ~~Pupil Achievement Data System.~~

18 ~~(B) The Superintendent shall make the calculations pursuant to~~
19 ~~this section using the data submitted through the California~~
20 ~~Longitudinal Pupil Achievement Data System.~~

21 ~~(C) The Controller shall include instructions, as appropriate, in~~
22 ~~the audit guide required by subdivision (a) of Section 14502.1, for~~
23 ~~determining if the data reported by a county superintendent of~~
24 ~~schools using the California Longitudinal Pupil Achievement Data~~
25 ~~System is consistent with pupil data records maintained by the~~
26 ~~county office of education.~~

27 ~~(e) Compute an alternative education grant equal to the sum of~~
28 ~~the following:~~

29 ~~(1) (A) For the 2013–14 fiscal year, a base grant equal to the~~
30 ~~2012–13 per pupil undefeited statewide average juvenile court~~
31 ~~school base revenue limit calculated pursuant to Article 3~~
32 ~~(commencing with Section 2550) of Chapter 12, as that article~~
33 ~~read on January 1, 2013. For purposes of this subparagraph, the~~
34 ~~2012–13 statewide average juvenile court school base revenue~~
35 ~~limit shall be considered final as of the annual apportionment for~~
36 ~~the 2012–13 fiscal year, as calculated for purposes of the~~
37 ~~certification required on or before February 20, 2014, pursuant to~~
38 ~~Sections 41332 and 41339.~~

39 ~~(B) Commencing with the 2013–14 fiscal year, the per pupil~~
40 ~~base grant shall be adjusted by the percentage change in the annual~~

1 average value of the Implicit Price Deflator for State and Local
2 Government Purchases of Goods and Services for the United States,
3 as published by the United States Department of Commerce for
4 the 12-month period ending in the third quarter of the prior fiscal
5 year. This percentage change shall be determined using the latest
6 data available as of May 10 of the preceding fiscal year compared
7 with the annual average value of the same deflator for the 12-month
8 period ending in the third quarter of the second preceding fiscal
9 year, using the latest data available as of May 10 of the preceding
10 fiscal year, as reported by the Department of Finance.

11 (2) A supplemental grant equal to 35 percent of the base grant
12 described in paragraph (1) multiplied by the enrollment percentage
13 calculated in subdivision (b). The supplemental grant shall be
14 expended in accordance with the regulations adopted pursuant to
15 Section 42238.07.

16 (3) (A) A concentration grant equal to 35 percent of the base
17 grant described in paragraph (1) multiplied by the greater of either
18 of the following:

19 (i) The enrollment percentage calculated in subdivision (b) less
20 50 percent.

21 (ii) Zero.

22 (B) The concentration grant shall be expended in accordance
23 with the regulations adopted pursuant to Section 42238.07.

24 (4) (A) Multiply the sum of paragraphs (1), (2), and (3) by the
25 total number of units of average daily attendance for pupils
26 attending schools operated by a county office of education,
27 excluding units of average daily attendance for pupils attending
28 schools or classes established pursuant to Article 2.5 (commencing
29 with Section 48645) of Chapter 4 of Part 27 of Division 4 of Title
30 2, who are enrolled pursuant to any of the following:

31 (i) Probation-referred pursuant to Sections 300, 601, 602, and
32 654 of the Welfare and Institutions Code.

33 (ii) On probation or parole and not in attendance in a school.

34 (iii) Expelled for any of the reasons specified in subdivision (a)
35 or (c) of Section 48915.

36 (B) Multiply the number of units of average daily attendance
37 for pupils attending schools or classes established pursuant to
38 Article 2.5 (commencing with Section 48645) of Chapter 4 of Part
39 27 of Division 4 of Title 2 by the sum of the base grant calculated
40 pursuant to paragraph (1), a supplemental grant equal to 35 percent

1 of the base grant calculated pursuant to paragraph (1), and a
2 concentration grant equal to 17.5 percent of the base grant
3 calculated pursuant to paragraph (1). Funds provided for the
4 supplemental and concentration grants pursuant to this calculation
5 shall be expended in accordance with the regulations adopted
6 pursuant to Section 42238.07.

7 (C) Add the amounts calculated in subparagraphs (A) and (B).

8 (d) Add the amount calculated in subdivision (a) to the amount
9 calculated in subparagraph (C) of paragraph (4) of subdivision (c).

10 (e) Add all of the following to the amount calculated in
11 subdivision (d):

12 (1) The amount of funding a county superintendent of schools
13 received for the 2012–13 fiscal year from funds allocated pursuant
14 to the Targeted Instructional Improvement Block Grant program,
15 as set forth in Article 6 (commencing with Section 41540) of
16 Chapter 3.2 of Part 24 of Division 3 of Title 2, as that article read
17 on January 1, 2013.

18 (2) (A) The amount of funding a county superintendent of
19 schools received for the 2012–13 fiscal year from funds allocated
20 pursuant to the Home-to-School Transportation program, as set
21 forth in Article 2 (commencing with Section 39820) of Chapter 1
22 of Part 23.5 of Division 3 of Title 2, Article 10 (commencing with
23 Section 41850) of Chapter 5 of Part 24 of Division 3 of Title 2,
24 and the Small School District Transportation program, as set forth
25 in Article 4.5 (commencing with Section 42290) of Chapter 7 of
26 Part 24 of Division 3 of Title 2, as those articles read on January
27 1, 2013.

28 (B) On or before March 1, 2014, the Legislative Analyst's Office
29 shall submit recommendations to the fiscal committees of both
30 houses of the Legislature regarding revisions to the methods of
31 funding pupil transportation that address historical funding
32 inequities across county offices of education and school districts
33 and improve incentives for local educational agencies to provide
34 efficient and effective pupil transportation services.

35 (3) The difference determined by subtracting the amount
36 calculated pursuant to paragraph (1) of subdivision (c) for pupils
37 attending a school that is eligible for funding pursuant to paragraph
38 (2) of subdivision (b) of Section 42285 from the amount of funding
39 that is provided to eligible schools pursuant to Section 42284, if
40 the difference is positive.

1 ~~SEC. 2.— Section 42238.01 of the Education Code is amended~~
2 ~~to read:~~

3 ~~42238.01.— For purposes of Section 42238.02, the following~~
4 ~~definitions shall apply:~~

5 ~~(a) “Eligible for free or reduced-price meals” means determined~~
6 ~~to meet federal income eligibility criteria or deemed to be~~
7 ~~categorically eligible for free or reduced-price meals under the~~
8 ~~National School Lunch Program, as described in Part 245 of Title~~
9 ~~7 of the Code of Federal Regulations. A school participating in a~~
10 ~~special assistance alternative authorized by Section 11(a)(1) of the~~
11 ~~Richard B. Russell National School Lunch Act (Public Law~~
12 ~~113-79), including Provision 2 or Provision 3, as described in~~
13 ~~Section 245.9 of Title 7 of the Code of Federal Regulations, or the~~
14 ~~Community Eligibility Option, may establish a base year for~~
15 ~~purposes of the local control funding formula by collecting~~
16 ~~household income data to determine whether a pupil meets free~~
17 ~~and reduced-price meal income eligibility criteria at least once~~
18 ~~every four years, if the school determines free and reduced-price~~
19 ~~meal eligibility for each new enrolled or disenrolled pupil between~~
20 ~~base year eligibility determination collections. A school that uses~~
21 ~~the special assistance alternative shall maintain information on~~
22 ~~each pupil’s income eligibility status and annually submit~~
23 ~~information on that status in the California Longitudinal Pupil~~
24 ~~Achievement Data System pursuant to paragraph (2) of subdivision~~
25 ~~(b) of Section 42238.02 or subparagraph (A) of paragraph (3) of~~
26 ~~subdivision (b) of Section 2574, as applicable. To the extent~~
27 ~~permitted by federal law, a school may choose to establish a new~~
28 ~~base year for purposes of the National School Lunch Program at~~
29 ~~the same time the school establishes a new base year for purposes~~
30 ~~of the local control funding formula. A school may use National~~
31 ~~School Lunch Program application forms to collect household~~
32 ~~income data as permitted under the National School Lunch~~
33 ~~Program. If the use of National School Lunch Program application~~
34 ~~forms is not permitted, a school shall use alternative income data~~
35 ~~collection forms.~~

36 ~~(b) “Foster youth” means any of the following:~~

37 ~~(1) A child who is the subject of a petition filed pursuant to~~
38 ~~Section 300 of the Welfare and Institutions Code, whether or not~~
39 ~~the child has been removed from his or her home by the juvenile~~

1 court pursuant to Section 319 or 361 of the Welfare and Institutions
2 Code.

3 (2) A child who is the subject of a petition filed pursuant to
4 Section 602 of the Welfare and Institutions Code, has been
5 removed from his or her home by the juvenile court pursuant to
6 Section 727 of the Welfare and Institutions Code, and is in foster
7 care, as defined in subdivision (d) of Section 727.4 of the Welfare
8 and Institutions Code.

9 (3) A nonminor under the transition jurisdiction of the juvenile
10 court, as described in Section 450 of the Welfare and Institutions
11 Code, who satisfies all of the following criteria:

12 (A) He or she has attained 18 years of age while under an order
13 of foster care placement by the juvenile court, and is not more than
14 19 years of age on or after January 1, 2012, not more than 20 years
15 of age on or after January 1, 2013, and not more than 21 years of
16 age, on or after January 1, 2014, and as described in Section
17 10103.5 of the Welfare and Institutions Code.

18 (B) He or she is in foster care under the placement and care
19 responsibility of the county welfare department, county probation
20 department, Indian tribe, consortium of tribes, or tribal organization
21 that entered into an agreement pursuant to Section 10553.1 of the
22 Welfare and Institutions Code.

23 (C) He or she is participating in a transitional independent living
24 case plan pursuant to Section 475(5)(H) of the federal Social
25 Security Act (42 U.S.C. Sec. 675(5)(H)), as contained in Section
26 202 of the federal Fostering Connections to Success and Increasing
27 Adoptions Act of 2008 (Public Law 110-351), as described in
28 Section 11403 of the Welfare and Institutions Code.

29 (e) “Pupils of limited English proficiency” means pupils who
30 do not have the clearly developed English language skills of
31 comprehension, speaking, reading, and writing necessary to receive
32 instruction only in English at a level substantially equivalent to
33 pupils of the same age or grade whose primary language is English.
34 “English learner” shall have the same meaning as is provided for
35 in subdivision (a) of Section 306 and as “pupils of limited English
36 proficiency.”

37 (d) (1) “Youth on probation” means a child who is the subject
38 of a petition filed pursuant to Section 602 of the Welfare and
39 Institutions Code.

1 ~~(2) Notwithstanding any other law, on or before July 1, 2017,~~
2 ~~youth on probation shall be included in a local control and~~
3 ~~accountability plan adopted pursuant to Section 52060 or 52066.~~

4 ~~(3) Notwithstanding any other law, the inclusion of youth on~~
5 ~~probation, as specified in subdivision (b) of Section 2574 and~~
6 ~~subdivision (b) of Section 42238.02, shall become operative~~
7 ~~commencing with the 2016-17 fiscal year.~~

8 ~~SEC. 3. Section 42238.02 of the Education Code is amended~~
9 ~~to read:~~

10 ~~42238.02. (a) The amount computed pursuant to this section~~
11 ~~shall be known as the school district and charter school local~~
12 ~~control funding formula.~~

13 ~~(b) (1) For purposes of this section “unduplicated pupil” means~~
14 ~~a pupil enrolled in a school district or a charter school who is either~~
15 ~~classified as an English learner, eligible for a free or reduced-price~~
16 ~~meal, is a foster youth, or is a youth on probation. A pupil shall~~
17 ~~be counted only once for purposes of this section if any of the~~
18 ~~following apply:~~

19 ~~(A) The pupil is classified as an English learner and is eligible~~
20 ~~for a free or reduced-price meal.~~

21 ~~(B) The pupil is classified as an English learner and is a foster~~
22 ~~youth.~~

23 ~~(C) The pupil is eligible for a free or reduced-price meal and is~~
24 ~~classified as a foster youth.~~

25 ~~(D) The pupil is classified as an English learner, is eligible for~~
26 ~~a free or reduced-price meal, and is a foster youth.~~

27 ~~(E) The pupil is classified as an English learner, is eligible for~~
28 ~~a free or reduced-price meal, is a foster youth, and is a youth on~~
29 ~~probation.~~

30 ~~(F) The pupil is classified as an English learner, is eligible for~~
31 ~~a free or reduced-price meal, and is a youth on probation.~~

32 ~~(G) The pupil is classified as an English learner, is a foster~~
33 ~~youth, and is a youth on probation.~~

34 ~~(H) The pupil is classified as an English learner and is a youth~~
35 ~~on probation.~~

36 ~~(I) The pupil is eligible for a free or reduced-price meal, is a~~
37 ~~foster youth, and is a youth on probation.~~

38 ~~(J) The pupil is eligible for a free or reduced-price meal and is~~
39 ~~a youth on probation.~~

40 ~~(K) The pupil is a foster youth and is a youth on probation.~~

~~(2) Under procedures and timeframes established by the Superintendent, commencing with the 2013–14 fiscal year, a school district or charter school shall annually submit its enrolled free and reduced-price meal eligibility, foster youth, youth on probation, and English learner pupil-level records for enrolled pupils to the Superintendent using the California Longitudinal Pupil Achievement Data System.~~

~~(3) (A) Commencing with the 2013–14 fiscal year, a county office of education shall review and validate certified aggregate English learner, foster youth, youth on probation, and free or reduced-price meal eligible pupil data for school districts and charter schools under its jurisdiction to ensure the data is reported accurately. The Superintendent shall provide each county office of education with appropriate access to school district and charter school data reports in the California Longitudinal Pupil Achievement Data System for purposes of ensuring data reporting accuracy.~~

~~(B) The Controller shall include the instructions necessary to enforce paragraph (2) in the audit guide required by Section 14502.1. The instructions shall include, but are not necessarily limited to, procedures for determining if the English learner, foster youth, youth on probation, and free or reduced-price meal eligible pupil counts are consistent with the school district's or charter school's English learner, foster youth, youth on probation, and free or reduced-price meal eligible pupil records.~~

~~(4) (A) The Superintendent shall make the calculations pursuant to this section using the data submitted by local educational agencies, including charter schools, through the California Longitudinal Pupil Achievement Data System (CALPADS). Under timeframes and procedures established by the Superintendent, school districts and charter schools may review and revise their submitted data on English learner, foster youth, youth on probation, and free or reduced-price meal eligible pupil counts to ensure the accuracy of data reflected in CALPADS.~~

~~(B) For youth on probation, the department shall modify CALPADS, as appropriate, to collect pupil probation data, including probationary status and the beginning and end date of the probation, beginning no later than September 1, 2016. Local educational agencies, including charter schools, shall provide the appropriate data using the information provided by the juvenile~~

1 courts pursuant to Section 827 of the Welfare and Institutions
2 Code. The individual pupil data regarding probation status shall
3 only be accessible as necessary to appropriate school staff to the
4 extent permitted by existing privacy and confidentiality laws.

5 (5) The Superintendent shall annually compute the percentage
6 of unduplicated pupils for each school district and charter school
7 by dividing the enrollment of unduplicated pupils in a school
8 district or charter school by the total enrollment in that school
9 district or charter school pursuant to all of the following:

10 (A) For the 2013–14 fiscal year, divide the sum of unduplicated
11 pupils for the 2013–14 fiscal year by the sum of the total pupil
12 enrollment for the 2013–14 fiscal year.

13 (B) For the 2014–15 fiscal year, divide the sum of unduplicated
14 pupils for the 2013–14 and 2014–15 fiscal years by the sum of the
15 total pupil enrollment for the 2013–14 and 2014–15 fiscal years.

16 (C) For the 2015–16 fiscal year and each fiscal year thereafter,
17 divide the sum of unduplicated pupils for the current fiscal year
18 and the two prior fiscal years by the sum of the total pupil
19 enrollment for the current fiscal year and the two prior fiscal years.

20 (D) (i) For purposes of the quotients determined pursuant to
21 subparagraphs (B) and (C), the Superintendent shall use a school
22 district's or charter school's enrollment of unduplicated pupils and
23 total pupil enrollment in the 2014–15 fiscal year instead of the
24 enrollment of unduplicated pupils and total pupil enrollment in
25 the 2013–14 fiscal year if doing so would yield an overall greater
26 percentage of unduplicated pupils.

27 (ii) It is the intent of the Legislature to review each school
28 district and charter school's enrollment of unduplicated pupils for
29 the 2013–14 and 2014–15 fiscal years and provide one-time
30 funding, if necessary, for a school district or charter school with
31 higher enrollment of unduplicated pupils in the 2014–15 fiscal
32 year as compared to the 2013–14 fiscal year.

33 (6) The data used to determine the percentage of unduplicated
34 pupils shall be final once that data is no longer used in the current
35 fiscal year calculation of the percentage of unduplicated pupils.
36 This paragraph does not apply to a change that is the result of an
37 audit that has been appealed pursuant to Section 41344.

38 (e) Commencing with the 2013–14 fiscal year and each fiscal
39 year thereafter, the Superintendent shall annually calculate a local

1 control funding formula grant for each school district and charter
2 school in the state pursuant to this section.

3 (d) The Superintendent shall compute a grade span adjusted
4 base grant equal to the total of the following amounts:

5 (1) For the 2013–14 fiscal year, a base grant of:

6 (A) Six thousand eight hundred forty-five dollars (\$6,845) for
7 average daily attendance in kindergarten and grades 1 to 3,
8 inclusive.

9 (B) Six thousand nine hundred forty-seven dollars (\$6,947) for
10 average daily attendance in grades 4 to 6, inclusive.

11 (C) Seven thousand one hundred fifty-four dollars (\$7,154) for
12 average daily attendance in grades 7 and 8.

13 (D) Eight thousand two hundred eighty-nine dollars (\$8,289)
14 for average daily attendance in grades 9 to 12, inclusive.

15 (2) In each year the grade span adjusted base grants in paragraph
16 (1) shall be adjusted by the percentage change in the annual average
17 value of the Implicit Price Deflator for State and Local Government
18 Purchases of Goods and Services for the United States, as published
19 by the United States Department of Commerce for the 12-month
20 period ending in the third quarter of the prior fiscal year. This
21 percentage change shall be determined using the latest data
22 available as of May 10 of the preceding fiscal year compared with
23 the annual average value of the same deflator for the 12-month
24 period ending in the third quarter of the second preceding fiscal
25 year, using the latest data available as of May 10 of the preceding
26 fiscal year, as reported by the Department of Finance.

27 (3) (A) The Superintendent shall compute an additional
28 adjustment to the kindergarten and grades 1 to 3, inclusive, base
29 grant as adjusted for inflation pursuant to paragraph (2) equal to
30 10.4 percent. The additional grant shall be calculated by
31 multiplying the kindergarten and grades 1 to 3, inclusive, base
32 grant, as adjusted by paragraph (2), by 10.4 percent.

33 (B) Until paragraph (4) of subdivision (b) of Section 42238.03
34 is effective, as a condition of the receipt of funds in this paragraph,
35 a school district shall make progress toward maintaining an average
36 class enrollment of not more than 24 pupils for each schoolsite in
37 kindergarten and grades 1 to 3, inclusive, unless a collectively
38 bargained alternative annual average class enrollment for each
39 schoolsite in those grades is agreed to by the school district,
40 pursuant to the following calculation:

1 (i) Determine a school district's average class enrollment for
2 each schoolsite for kindergarten and grades 1 to 3, inclusive, in
3 the prior year. For the 2013-14 fiscal year, this amount shall be
4 the average class enrollment for each schoolsite for kindergarten
5 and grades 1 to 3, inclusive, in the 2012-13 fiscal year.

6 (ii) Determine a school district's proportion of total need
7 pursuant to paragraph (2) of subdivision (b) of Section 42238.03.

8 (iii) Determine the percentage of the need calculated in clause
9 (ii) that is met by funding provided to the school district pursuant
10 to paragraph (3) of subdivision (b) of Section 42238.03.

11 (iv) Determine the difference between the amount computed
12 pursuant to clause (i) and an average class enrollment of not more
13 than 24 pupils.

14 (v) Calculate a current year average class enrollment adjustment
15 for each schoolsite for kindergarten and grades 1 to 3, inclusive,
16 equal to the adjustment calculated in clause (iv) multiplied by the
17 percentage determined pursuant to clause (iii).

18 (C) School districts that have an average class enrollment for
19 each schoolsite for kindergarten and grades 1 to 3, inclusive, of
20 24 pupils or less for each schoolsite in the 2012-13 fiscal year,
21 shall be exempt from the requirements of subparagraph (B) so long
22 as the school district continues to maintain an average class
23 enrollment for each schoolsite for kindergarten and grades 1 to 3,
24 inclusive, of not more than 24 pupils, unless a collectively
25 bargained alternative ratio is agreed to by the school district.

26 (D) Upon full implementation of the local control funding
27 formula, as a condition of the receipt of funds in this paragraph,
28 all school districts shall maintain an average class enrollment for
29 each schoolsite for kindergarten and grades 1 to 3, inclusive, of
30 not more than 24 pupils for each schoolsite in kindergarten and
31 grades 1 to 3, inclusive, unless a collectively bargained alternative
32 ratio is agreed to by the school district.

33 (E) The average class enrollment requirement for each schoolsite
34 for kindergarten and grades 1 to 3, inclusive, established pursuant
35 to this paragraph shall not be subject to waiver by the state board
36 pursuant to Section 33050 or by the Superintendent.

37 (F) The Controller shall include the instructions necessary to
38 enforce this paragraph in the audit guide required by Section
39 14502.1. The instructions shall include, but are not necessarily
40 limited to, procedures for determining if the average class

1 enrollment for each schoolsite for kindergarten and grades 1 to 3,
2 inclusive, exceeds 24 pupils, or an alternative average class
3 enrollment for each schoolsite pursuant to a collectively bargained
4 alternative ratio. The procedures for determining average class
5 enrollment for each schoolsite shall include criteria for employing
6 sampling.

7 (4) The Superintendent shall compute an additional adjustment
8 to the base grant for grades 9 to 12, inclusive, as adjusted for
9 inflation pursuant to paragraph (2), equal to 2.6 percent. The
10 additional grant shall be calculated by multiplying the base grant
11 for grades 9 to 12, inclusive, as adjusted by paragraph (2), by 2.6
12 percent.

13 (e) The Superintendent shall compute a supplemental grant
14 add-on equal to 20 percent of the base grants as specified in
15 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
16 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
17 (d), for each school district's or charter school's percentage of
18 unduplicated pupils calculated pursuant to paragraph (5) of
19 subdivision (b). The supplemental grant shall be calculated by
20 multiplying the base grants as specified in subparagraphs (A) to
21 (D), inclusive, of paragraph (1), as adjusted by paragraphs (2) to
22 (4), inclusive, of subdivision (d), by 20 percent and by the
23 percentage of unduplicated pupils calculated pursuant to paragraph
24 (5) of subdivision (b) in that school district or charter school. The
25 supplemental grant shall be expended in accordance with the
26 regulations adopted pursuant to Section 42238.07.

27 (f) (1) The Superintendent shall compute a concentration grant
28 add-on equal to 50 percent of the base grants as specified in
29 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
30 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
31 (d), for each school district's or charter school's percentage of
32 unduplicated pupils calculated pursuant to paragraph (5) of
33 subdivision (b) in excess of 55 percent of the school district's or
34 charter school's total enrollment. The concentration grant shall be
35 calculated by multiplying the base grants as specified in
36 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
37 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
38 (d), by 50 percent and by the percentage of unduplicated pupils
39 calculated pursuant to paragraph (5) of subdivision (b) in excess

1 of 55 percent of the total enrollment in that school district or charter
2 school.

3 ~~(2) (A) For a charter school physically located in only one~~
4 ~~school district, the percentage of unduplicated pupils calculated~~
5 ~~pursuant to paragraph (5) of subdivision (b) in excess of 55 percent~~
6 ~~used to calculate concentration grants shall not exceed the~~
7 ~~percentage of unduplicated pupils calculated pursuant to paragraph~~
8 ~~(5) of subdivision (b) in excess of 55 percent of the school district~~
9 ~~in which the charter school is physically located. For a charter~~
10 ~~school physically located in more than one school district, the~~
11 ~~charter school's percentage of unduplicated pupils calculated~~
12 ~~pursuant to paragraph (5) of subdivision (b) in excess of 55 percent~~
13 ~~used to calculate concentration grants shall not exceed that of the~~
14 ~~school district with the highest percentage of unduplicated pupils~~
15 ~~calculated pursuant to paragraph (5) of subdivision (b) in excess~~
16 ~~of 55 percent of the school districts in which the charter school~~
17 ~~has a school facility. The concentration grant shall be expended~~
18 ~~in accordance with the regulations adopted pursuant to Section~~
19 ~~42238.07.~~

20 ~~(B) For purposes of this paragraph and subparagraph (A) of~~
21 ~~paragraph (1) of subdivision (f) of Section 42238.03, a charter~~
22 ~~school shall report its physical location to the department under~~
23 ~~timeframes established by the department. For a charter school~~
24 ~~authorized by a school district, the department shall include the~~
25 ~~authorizing school district in the department's determination of~~
26 ~~physical location. For a charter school authorized on appeal~~
27 ~~pursuant to subdivision (j) of Section 47605, the department shall~~
28 ~~include the sponsoring school district in the department's~~
29 ~~determination of physical location. The reported physical location~~
30 ~~of the charter school shall be considered final as of the second~~
31 ~~principal apportionment for that fiscal year. For purposes of this~~
32 ~~paragraph, the percentage of unduplicated pupils of the school~~
33 ~~district associated with the charter school pursuant to subparagraph~~
34 ~~(A) shall be considered final as of the second principal~~
35 ~~apportionment for that fiscal year.~~

36 ~~(g) The Superintendent shall compute an add-on to the total~~
37 ~~sum of a school district's or charter school's base, supplemental,~~
38 ~~and concentration grants equal to the amount of funding a school~~
39 ~~district or charter school received from funds allocated pursuant~~
40 ~~to the Targeted Instructional Improvement Block Grant program,~~

1 as set forth in Article 6 (commencing with Section 41540) of
2 Chapter 3.2, for the 2012–13 fiscal year, as that article read on
3 January 1, 2013. A school district or charter school shall not receive
4 a total funding amount from this add-on greater than the total
5 amount of funding received by the school district or charter school
6 from that program in the 2012–13 fiscal year. The amount
7 computed pursuant to this subdivision shall reflect the reduction
8 specified in paragraph (2) of subdivision (a) of Section 42238.03.

9 (h) The Superintendent shall compute an add-on to the total
10 sum of a school district's or charter school's base, supplemental,
11 and concentration grants equal to the amount of funding a school
12 district or charter school received from funds allocated pursuant
13 to the Home-to-School Transportation program, as set forth in
14 former Article 2 (commencing with Section 39820) of Chapter 1
15 of Part 23.5, former Article 10 (commencing with Section 41850)
16 of Chapter 5, and the Small School District Transportation
17 program, as set forth in former Article 4.5 (commencing with
18 Section 42290), for the 2012–13 fiscal year. A school district or
19 charter school shall not receive a total funding amount from this
20 add-on greater than the total amount received by the school district
21 or charter school for those programs in the 2012–13 fiscal year.
22 The amount computed pursuant to this subdivision shall reflect
23 the reduction specified in paragraph (2) of subdivision (a) of
24 Section 42238.03.

25 (i) (1) The sum of the local control funding formula rates
26 computed pursuant to subdivisions (c) to (f), inclusive, shall be
27 multiplied by:

28 (A) For school districts, the average daily attendance of the
29 school district in the corresponding grade level ranges computed
30 pursuant to Section 42238.05, excluding the average daily
31 attendance computed pursuant to paragraph (2) of subdivision (a)
32 of Section 42238.05 for purposes of the computation specified in
33 subdivision (d).

34 (B) For charter schools, the total current year average daily
35 attendance in the corresponding grade level ranges.

36 (2) The amount computed pursuant to Article 4 (commencing
37 with Section 42280) shall be added to the amount computed
38 pursuant to paragraphs (1) to (4), inclusive, of subdivision (d), as
39 multiplied by subparagraph (A) or (B) of paragraph (1), as
40 appropriate.

~~(j) The Superintendent shall adjust the sum of each school district's or charter school's amount determined in subdivisions (g) to (i), inclusive, pursuant to the calculation specified in Section 42238.03, less the sum of the following:~~

~~(1) (A) For school districts, the property tax revenue received pursuant to Chapter 3.5 (commencing with Section 75) and Chapter 6 (commencing with Section 95) of Part 0.5 of Division 1 of the Revenue and Taxation Code.~~

~~(B) For charter schools, the in-lieu property tax amount provided to a charter school pursuant to Section 47635.~~

~~(2) The amount, if any, received pursuant to Part 18.5 (commencing with Section 38101) of Division 2 of the Revenue and Taxation Code.~~

~~(3) The amount, if any, received pursuant to Chapter 3 (commencing with Section 16140) of Part 1 of Division 4 of Title 2 of the Government Code.~~

~~(4) Prior years' taxes and taxes on the unsecured roll.~~

~~(5) Fifty percent of the amount received pursuant to Section 41603.~~

~~(6) The amount, if any, received pursuant to the Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the Health and Safety Code), less any amount received pursuant to Section 33401 or 33676 of the Health and Safety Code that is used for land acquisition, facility construction, reconstruction, or remodeling, or deferred maintenance and that is not an amount received pursuant to Section 33492.15, or paragraph (4) of subdivision (a) of Section 33607.5, or Section 33607.7 of the Health and Safety Code that is allocated exclusively for educational facilities.~~

~~(7) The amount, if any, received pursuant to Sections 34177, 34179.5, 34179.6, 34183, and 34188 of the Health and Safety Code.~~

~~(8) Revenue received pursuant to subparagraph (B) of paragraph (3) of subdivision (e) of Section 36 of Article XIII of the California Constitution.~~

~~(k) A school district shall annually transfer to each of its charter schools funding in lieu of property taxes pursuant to Section 47635.~~

~~(l) (1) Nothing in this section shall be interpreted to authorize a school district that receives funding on behalf of a charter school pursuant to Section 47651 to redirect this funding for another~~

1 ~~purpose unless otherwise authorized in law pursuant to paragraph~~
2 ~~(2) or pursuant to an agreement between the charter school and its~~
3 ~~chartering authority.~~

4 ~~(2) A school district that received funding on behalf of a locally~~
5 ~~funded charter school in the 2012–13 fiscal year pursuant to~~
6 ~~paragraph (2) of subdivision (b) of Section 42605, Section 42606,~~
7 ~~and subdivision (b) of Section 47634.1, as those sections read on~~
8 ~~January 1, 2013, or a school district that was required to pass~~
9 ~~through funding to a conversion charter school in the 2012–13~~
10 ~~fiscal year pursuant to paragraph (2) of subdivision (b) of Section~~
11 ~~42606, as that section read on January 1, 2013, may annually~~
12 ~~redirect for another purpose a percentage of the amount of the~~
13 ~~funding received on behalf of that charter school. The percentage~~
14 ~~of funding that may be redirected shall be determined pursuant to~~
15 ~~the following computation:~~

16 ~~(A) (i) Determine the sum of the need fulfilled for that charter~~
17 ~~school pursuant to paragraph (3) of subdivision (b) of Section~~
18 ~~42238.03 in the then current fiscal year for the charter school.~~

19 ~~(ii) Determine the sum of the need fulfilled in every fiscal year~~
20 ~~before the then current fiscal year pursuant to paragraph (3) of~~
21 ~~subdivision (b) of Section 42238.03 adjusted for changes in average~~
22 ~~daily attendance pursuant to paragraph (3) of subdivision (a) of~~
23 ~~Section 42238.03 for the charter school.~~

24 ~~(iii) Subtract the amount computed pursuant to paragraphs (1)~~
25 ~~to (3), inclusive, of subdivision (a) of Section 42238.03 from the~~
26 ~~amount computed for that charter school under the local control~~
27 ~~funding formula entitlement computed pursuant to subdivision (i)~~
28 ~~of this section.~~

29 ~~(iv) Compute a percentage by dividing the sum of the amounts~~
30 ~~computed pursuant to clauses (i) and (ii) by the amount computed~~
31 ~~pursuant to clause (iii).~~

32 ~~(B) Multiply the percentage computed pursuant to subparagraph~~
33 ~~(A) by the amount of funding the school district received on behalf~~
34 ~~of the charter school in the 2012–13 fiscal year pursuant to~~
35 ~~paragraph (2) of subdivision (b) of Section 42605, Section 42606,~~
36 ~~and subdivision (b) of Section 47634.1, as those sections read on~~
37 ~~January 1, 2013.~~

38 ~~(C) The maximum amount that may be redirected shall be the~~
39 ~~lesser of the amount of funding the school district received on~~
40 ~~behalf of the charter school in the 2012–13 fiscal year pursuant to~~

1 paragraph (2) of subdivision (b) of Section 42605, Section 42606,
2 and subdivision (b) of Section 47634.1, as those sections read on
3 January 1, 2013, or the amount computed pursuant to subparagraph
4 (B).

5 (3) Commencing with the 2013–14 fiscal year, a school district
6 operating one or more affiliated charter schools shall provide each
7 affiliated charter school schoolsite with no less than the amount
8 of funding the schoolsite received pursuant to the charter school
9 block grant in the 2012–13 fiscal year.

10 (m) Any calculations in law that are used for purposes of
11 determining if a local educational agency is an excess tax school
12 entity or basic aid school district, including, but not limited to, this
13 section and Sections 42238.03, 41544, 47632, 47660, 47663,
14 48310, and 48359.5, and Section 95 of the Revenue and Taxation
15 Code, shall be made exclusive of the revenue received pursuant
16 to subparagraph (B) of paragraph (3) of subdivision (e) of Section
17 36 of Article XIII of the California Constitution.

18 (n) The funds apportioned pursuant to this section and Section
19 42238.03 shall be available to implement the activities required
20 pursuant to Article 4.5 (commencing with Section 52060) of
21 Chapter 6.1 of Part 28 of Division 4.

22 (o) A school district that does not receive an apportionment of
23 state funds pursuant to this section, as implemented pursuant to
24 Section 42238.03, excluding funds apportioned pursuant to the
25 requirements of subparagraph (A) of paragraph (2) of subdivision
26 (e) of Section 42238.03, shall be considered a “basic aid school
27 district” or an “excess tax entity.”

28 SEC. 4.

29 SECTION 1. Section 52060 of the Education Code, as amended
30 by Section 11 of Chapter 327 of the Statutes of 2014, is amended
31 to read:

32 52060. (a) On or before July 1, 2014, the governing board of
33 each school district shall adopt a local control and accountability
34 plan using a template adopted by the state board.

35 (b) A local control and accountability plan adopted by the
36 governing board of a school district shall be effective for a period
37 of three years, and shall be updated on or before July 1 of each
38 year.

39 (c) A local control and accountability plan adopted by the
40 governing board of a school district shall include, for the school

1 district and each school within the school district, both of the
2 following:

3 (1) A description of the annual ~~goals~~, *goals* for all pupils, youth
4 on probation, ~~as defined in Section 42238.01~~, and each subgroup
5 of pupils identified pursuant to Section 52052, to be achieved for
6 each of the state priorities identified in subdivision (d) and for any
7 additional local priorities identified by the governing board of the
8 school district. For purposes of this article, a subgroup of pupils
9 identified pursuant to Section 52052 shall be a numerically
10 significant pupil subgroup as specified in paragraphs (2) and (3)
11 of subdivision (a) of Section 52052.

12 (2) A description of the specific actions the school district will
13 take during each year of the local control and accountability plan
14 to achieve the goals identified in paragraph (1), including the
15 enumeration of any specific actions necessary for that year to
16 correct any deficiencies in regard to the state priorities listed in
17 paragraph (1) of subdivision (d). The specific actions shall not
18 supersede the provisions of existing local collective bargaining
19 agreements within the jurisdiction of the school district.

20 (d) All of the following are state priorities:

21 (1) The degree to which the teachers of the school district are
22 appropriately assigned in accordance with Section 44258.9, and
23 fully credentialed in the subject areas, and, for the pupils they are
24 teaching, every pupil in the school district has sufficient access to
25 the standards-aligned instructional materials as determined pursuant
26 to Section 60119, and school facilities are maintained in good
27 repair, as defined in subdivision (d) of Section 17002.

28 (2) Implementation of the academic content and performance
29 standards adopted by the state board, including how the programs
30 and services will enable English learners to access the common
31 core academic content standards adopted pursuant to Section
32 60605.8 and the English language development standards adopted
33 pursuant to former Section 60811.3, as that section read on June
34 30, 2013, or Section 60811.4, for purposes of gaining academic
35 content knowledge and English language proficiency.

36 (3) Parental involvement, including efforts the school district
37 makes to seek parent input in making decisions for the school
38 district and each individual schoolsite, and including how the
39 school district will promote parental participation in programs for
40 unduplicated pupils and individuals with exceptional needs.

(4) Pupil achievement, as measured by all of the following, as applicable:

(A) Statewide assessments administered pursuant to Article 4 (commencing with Section 60640) of Chapter 5 of Part 33 or any subsequent assessment, as certified by the state board.

(B) The Academic Performance Index, as described in Section 52052.

(C) The percentage of pupils who have successfully completed courses that satisfy the requirements for entrance to the University of California and the California State University, or career technical education sequences or programs of study that align with state board-approved career technical education standards and frameworks, including, but not limited to, those described in subdivision (a) of Section 52302, subdivision (a) of Section 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

(D) The percentage of English learner pupils who make progress toward English proficiency as measured by the California English Language Development Test or any subsequent assessment of English proficiency, as certified by the state board.

(E) The English learner reclassification rate.

(F) The percentage of pupils who have passed an advanced placement examination with a score of 3 or higher.

(G) The percentage of pupils who participate in, and demonstrate college preparedness pursuant to, the Early Assessment Program, as described in Chapter 6 (commencing with Section 99300) of Part 65 of Division 14 of Title 3, or any subsequent assessment of college preparedness.

(5) Pupil engagement, as measured by all of the following, as applicable:

(A) School attendance rates.

(B) Chronic absenteeism rates.

(C) Middle school dropout rates, as described in paragraph (3) of subdivision (a) of Section 52052.1.

(D) High school dropout rates.

(E) High school graduation rates.

(6) School climate, as measured by all of the following, as applicable:

(A) Pupil suspension rates.

(B) Pupil expulsion rates.

(C) Other local measures, including surveys of pupils, parents, and teachers on the sense of safety and school connectedness.

(7) The extent to which pupils have access to, and are enrolled in, a broad course of study that includes all of the subject areas described in Section 51210 and subdivisions (a) to (i), inclusive, of Section 51220, as applicable, including the programs and services developed and provided to unduplicated pupils and individuals with exceptional needs, and the programs and services that are provided to benefit these pupils as a result of the funding received pursuant to Section 42238.02, as implemented by Section 42238.03.

(8) Pupil outcomes, if available, in the subject areas described in Section 51210 and subdivisions (a) to (i), inclusive, of Section 51220, as applicable.

(e) For purposes of the descriptions required by subdivision (c), the governing board of a school district may consider qualitative information, including, but not limited to, findings that result from school quality reviews conducted pursuant to subparagraph (J) of paragraph (4) of subdivision (a) of Section 52052 or any other reviews.

(f) To the extent practicable, data reported in a local control and accountability plan shall be reported in a manner consistent with how information is reported on a school accountability report card.

(g) The governing board of a school district shall consult with teachers, principals, administrators, other school personnel, local bargaining units of the school district, parents, and pupils in developing a local control and accountability plan.

(h) A school district may identify local priorities, goals in regard to the local priorities, and the method for measuring the school district's progress toward achieving those goals.

~~SEC. 5.~~

SEC. 2. Section 52066 of the Education Code is amended to read:

52066. (a) On or before July 1, 2014, each county superintendent of schools shall develop, and present to the county board of education for adoption, a local control and accountability plan using a template adopted by the state board.

(b) A local control and accountability plan adopted by a county board of education shall be effective for a period of three years, and shall be updated on or before July 1 of each year.

1 (c) A local control and accountability plan adopted by a county
2 board of education shall include, for each school or program
3 operated by the county superintendent of schools, both of the
4 following:

5 (1) A description of the annual ~~goals~~, *goals* for all pupils, youth
6 on probation, ~~as defined in Section 42238.01~~, and each subgroup
7 of pupils identified pursuant to Section 52052, to be achieved for
8 each of the state priorities identified in subdivision (d), as
9 applicable to the pupils served, and for any additional local
10 priorities identified by the county board of education.

11 (2) A description of the specific actions the county
12 superintendent of schools will take during each year of the local
13 control and accountability plan to achieve the goals identified in
14 paragraph (1), including the enumeration of any specific actions
15 necessary for that year to correct any deficiencies in regard to the
16 state priorities listed in paragraph (1) of subdivision (d). The
17 specific actions shall not supersede the provisions of existing local
18 collective bargaining agreements within the jurisdiction of the
19 county superintendent of schools.

20 (d) All of the following are state priorities:

21 (1) The degree to which the teachers in the schools or programs
22 operated by the county superintendent of schools are appropriately
23 assigned in accordance with Section 44258.9 and fully credentialed
24 in the subject areas, and, for the pupils they are teaching, every
25 pupil in the schools or programs operated by the county
26 superintendent of schools has sufficient access to the
27 standards-aligned instructional materials as determined pursuant
28 to Section 60119, and school facilities are maintained in good
29 repair, as defined in subdivision (d) of Section 17002.

30 (2) Implementation of the academic content and performance
31 standards adopted by the state board, including how the programs
32 and services will enable English learners to access the common
33 core academic content standards adopted pursuant to Section
34 60605.8 and the English language development standards adopted
35 pursuant to former Section 60811.3, as that section read on June
36 30, 2013, or Section 60811.4, for purposes of gaining academic
37 content knowledge and English language proficiency.

38 (3) Parental involvement, including efforts the county
39 superintendent of schools makes to seek parent input in making
40 decisions for each individual schoolsite and program operated by

1 a county superintendent of schools, and including how the county
2 superintendent of schools will promote parental participation in
3 programs for unduplicated pupils and individuals with exceptional
4 needs.

5 (4) Pupil achievement, as measured by all of the following, as
6 applicable:

7 (A) Statewide assessments administered pursuant to Article 4
8 (commencing with Section 60640) of Chapter 5 of Part 33 or any
9 subsequent assessment, as certified by the state board.

10 (B) The Academic Performance Index, as described in Section
11 52052.

12 (C) The percentage of pupils who have successfully completed
13 courses that satisfy the requirements for entrance to the University
14 of California and the California State University, or career technical
15 education sequences or programs of study that align with state
16 board-approved career technical education standards and
17 frameworks, including, but not limited to, those described in
18 subdivision (a) of Section 52302, subdivision (a) of Section
19 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

20 (D) The percentage of English learner pupils who make progress
21 toward English proficiency as measured by the California English
22 Language Development Test or any subsequent assessment of
23 English proficiency, as certified by the state board.

24 (E) The English learner reclassification rate.

25 (F) The percentage of pupils who have passed an advanced
26 placement examination with a score of 3 or higher.

27 (G) The percentage of pupils who participate in, and demonstrate
28 college preparedness pursuant to, the Early Assessment Program,
29 as described in Chapter 6 (commencing with Section 99300) of
30 Part 65 of Division 14 of Title 3, or any subsequent assessment of
31 college preparedness.

32 (5) Pupil engagement, as measured by all of the following, as
33 applicable:

34 (A) School attendance rates.

35 (B) Chronic absenteeism rates.

36 (C) Middle school dropout rates, as described in paragraph (3)
37 of subdivision (a) of Section 52052.1.

38 (D) High school dropout rates.

39 (E) High school graduation rates.

1 (6) School climate, as measured by all of the following, as
2 applicable:

3 (A) Pupil suspension rates.

4 (B) Pupil expulsion rates.

5 (C) Other local measures, including surveys of pupils, parents,
6 and teachers on the sense of safety and school connectedness.

7 (7) The extent to which pupils have access to, and are enrolled
8 in, a broad course of study that includes all of the subject areas
9 described in Section 51210 and subdivisions (a) to (i), inclusive,
10 of Section 51220, as applicable, including the programs and
11 services developed and provided to unduplicated pupils and
12 individuals with exceptional needs, and the programs and services
13 that are provided to benefit these pupils as a result of the funding
14 received pursuant to Section 42238.02, as implemented by Section
15 42238.03.

16 (8) Pupil outcomes, if available, in the subject areas described
17 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
18 51220, as applicable.

19 (9) How the county superintendent of schools will coordinate
20 instruction of expelled pupils pursuant to Section 48926.

21 (10) How the county superintendent of schools will coordinate
22 services for foster children, including, but not limited to, all of the
23 following:

24 (A) Working with the county child welfare agency to minimize
25 changes in school placement.

26 (B) Providing education-related information to the county child
27 welfare agency to assist the county child welfare agency in the
28 delivery of services to foster children, including, but not limited
29 to, educational status and progress information that is required to
30 be included in court reports.

31 (C) Responding to requests from the juvenile court for
32 information and working with the juvenile court to ensure the
33 delivery and coordination of necessary educational services.

34 (D) Establishing a mechanism for the efficient expeditious
35 transfer of health and education records and the health and
36 education passport.

37 (e) For purposes of the descriptions required by subdivision (c),
38 a county board of education may consider qualitative information,
39 including, but not limited to, findings that result from school quality

1 reviews conducted pursuant to subparagraph (J) of paragraph (4)
2 of subdivision (a) of Section 52052 or any other reviews.

3 (f) To the extent practicable, data reported in a local control and
4 accountability plan shall be reported in a manner consistent with
5 how information is reported on a school accountability report card.

6 (g) The county superintendent of schools shall consult with
7 teachers, principals, administrators, other school personnel, local
8 bargaining units of the county office of education, parents, and
9 pupils in developing a local control and accountability plan.

10 (h) A county board of education may identify local priorities,
11 goals in regard to the local priorities, and the method for measuring
12 the county office of education's progress toward achieving those
13 goals.

14 ~~SEC. 6.~~

15 *SEC. 3.* If the Commission on State Mandates determines that
16 this act contains costs mandated by the state, reimbursement to
17 local agencies and school districts for those costs shall be made
18 pursuant to Part 7 (commencing with Section 17500) of Division
19 4 of Title 2 of the Government Code.